

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION

In re:) Chapter 11
)
EASTERN LIVESTOCK CO., LLC,) Case No. 10-93904-BHL-11
)
Debtor.)

**NOTICE OF SUBMISSION OF INITIAL ESTIMATES
PURSUANT TO SECTIONS 6.1 AND 6.3 OF PLAN**

James A. Knauer, in his capacity as chapter 11 trustee ("Trustee") for Eastern Livestock Co., LLC ("Debtor"), files the "Initial Estimates" pursuant to Sections 6.1(C) and 6.3(A) of the *Trustee's First Amended Chapter 11 Plan of Liquidation* [Dock. No. 1490] (the "Plan")¹. By way of explanation, the Trustee states:

1. The Court entered an order confirming the Plan on December 17, 2012, and the Plan became effective on December 20, 2012. *See* Dock. No. 1675.

2. Section 6.1(C) of the Plan provides:

Within sixty (60) days after the Effective Date, the Trustee shall file with the Court by "Notice of Submission" a list of all the Class 4 Claims, identifying each Claim as Allowed or Disputed and as Opt In Claims or Opt Out Claims and setting forth the Trustee's Initial Estimates. The Initial Estimates shall be updated from time to time in the Trustee's discretion and such updates will be filed with the Court. The Notice of Submission may be amended from time to time as Disputed Claims become Allowed or Disallowed Claims.

3. Section 6.3(A) of the Plan provides:

Within sixty (60) days of the Effective Date, the Trustee shall file with the Court the Initial Estimates. The Initial Estimates will be revised and adjusted as the amounts of the Allowed Opt In Claims, the Fifth Third Deficiency Claim, the Fifth Third Estate Settlement Percentage, the Fifth Third Claim Settlement Percentage and the

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Plan.

Recovery Expense Pro Rata Application Percentages are refined and ultimately become final.

4. Attached hereto as Exhibit A is a chart listing all Claims that were either asserted as, or may become, Class 4 Claims under the Plan. The chart (i) lists the asserted amount and classification of each Claim, (2) indicates if the Trustee disputes the Claim and (iii) designates which Claims elected to become Opt In Claims. The chart does not indicate the Trustee's estimate of the value of any one claim. The Trustee is providing his summary valuation in Exhibit B.

5. Attached Exhibit B contains the Trustee's Initial Estimates.

6. The exhibits constitute the Trustee's estimates and are subject to change and revision, including material revision. Nothing contained herein or in the attached exhibits shall be deemed an admission as to the amount or classification of any Claim, a promise of any specific amount of recovery to any claimant, nor have evidentiary status or res judicata effect in this case, any adversary or in any litigation whatsoever. Subject to the orders of this Court respecting the Trustee's time to object to claims, the Trustee reserves any and all rights to contest claims for any reason.

Respectfully submitted,

FAEGRE BAKER DANIELS LLP

By: /s/ Terry E. Hall

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CERTIFICATE OF SERVICE

I hereby certify that on March 29, 2013, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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